

ORIGINAL

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

CARLOS CHICO WOODS,

Petitioner

v.

JOSEPH W. CHESNEY, Supt./Warden,

WILLIAM F. WARD, Chairman of the

Pennsylvania Board of Probation and

Parole, MICHAEL FISHER, Attorney

General for the State of Pennsylvania,

Respondents

No. 1:CV-01-1078

(Judge Caldwell)

RESPONDENTS' MOTION FOR
ENLARGEMENT OF TIME

Respondents, Joseph W. Chesney, William F. Ward and Mike Fisher, by and through their attorney, Victoria S. Freimuth, Deputy Attorney General, hereby request a motion for enlargement of time in which to file a response to the petition for writ of habeas corpus, averring in support thereof as follows:

1. On or around June 18, 2001, petitioner filed a petition for an extraordinary writ of habeas corpus pursuant to 28 U.S.C. §1331 and 2254 in this Court.
2. On July 31, 2001, the Court issued an order directing that a copy of the petition be served on the Attorney General's Office and the Board Probation and Parole. The order directed that respondents provide a response to the

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MARV E. ANDREA, C
Per Deputy Clerk

allegations within twenty (20) days of the order.

3. On August 7, 2001, respondents received a copy of the Court's order as well as the petition for writ of habeas corpus.

4. A response to the petition is due on or before August 20, 2001.

5. Respondents request additional time in which to retrieve and review all documentation pertaining to the allegations made in this petition.

6. Respondents request an additional thirty (30) days in which to provide a response to the petition for writ of habeas corpus.

WHEREFORE, respondents respectfully request that they be provided an enlargement of time in which to file a response to the petition for writ of habeas corpus on or before September 19, 2001.

Respectfully submitted,
D. MICHAEL FISHER
Attorney General

By: *V.S. Freimuth*
VICTORIA S. FREIMUTH
Deputy Attorney General
I.D. #77183

Office of Attorney General
15th Floor, Strawberry Square
Litigation Section
Harrisburg, PA 17120
(717) 787-9711

SUSAN J. FORNEY
Chief Deputy Attorney General
Chief, Litigation Section

COUNSEL FOR DEFENDANTS

Dated: August 20, 2001


**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

| | | |
|---|---|-------------------------|
| CARLOS CHICO WOODS, | : | |
| Petitioner | : | |
| | : | No. 1:CV-01-1078 |
| v. | : | |
| | : | (Judge Caldwell) |
| JOSEPH W. CHESNEY, Supt./Warden, | : | |
| WILLIAM F. WARD, Chairman of the | : | |
| Pennsylvania Board of Probation and | : | |
| Parole, MICHAEL FISHER, Attorney | : | |
| General for the State of Pennsylvania, | : | |
| Respondents | : | |

CERTIFICATE OF SERVICE

I, Victoria S. Freimuth, Deputy Attorney General for the Commonwealth of Pennsylvania, hereby certify that on August 20, 2001, I served a true and correct copy of the foregoing Respondents' Motion for Enlargement of Time, by causing it to be deposited in the United States Mail, first-class postage prepaid to the following:

**Carlos Chico Woods, BY-9729
SCI Frackville
1111 Altamont Blvd.
Frackville, PA 17931-2699**



VICTORIA S. FREIMUTH
Deputy Attorney General